

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appln No.:	09/915,080)	
)	
Applicants:	James J. Fitzgibbon et. al)	<i>Confirmation No. 6492</i>
)	
Filed:	July 25, 2001)	
)	
For:	BARRIER MOVEMENT SYSTEM)	This Petition was electronically filed
	INCLUDING A COMBINED)	on November 3, 2009 using the
	KEYPAD AND VOICE)	USPTO's EFS-Web.
	RESPONSIVE TRANSMITTER)	
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TC/A.U.:	2612)	
)	
Examiner:	Nabil H. Syed)	
)	
)	
Docket No.:	5569/69789)	
)	
Customer No.:	22242)	

Mail Stop PETITIONS
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**PETITION UNDER 37 C.F.R. §1.137(b) TO REVIVE
AN UNINTENTIONALLY ABANDONED APPLICATION**

Sir:

Applicants hereby petition under 37 CFR §1.137(b) to revive an unintentionally abandoned application. The Applicants unintentionally did not respond to the non-final Office Action in this application and the application has apparently become abandoned.

The Applicants hereby respectfully petition the Commissioner under 37 C.F.R. § 1.137(b) to revive the above-identified patent application. The abandonment of the application for the delay in responding to the non-final Office Action was unintentional.

The Applicants submit that the entire delay in filing the required response from the due date for the response until the filing of a grantable petition pursuant to 37 C.F.R. § 1.137 (b) was unintentional.

Submitted herewith, in accordance with 37 CFR § 1.137(b), are the following:

1. A Response to the non-final Office Action mailed March 6, 2009.
2. A Petition under 37 CFR § 1.136(a) for an extension of time for reply to the non-final Office Action to and including September 6, 2009.
3. An extension of time fee as set forth under 37 CFR § 1.17(a)(3) for a response within the third month to our deposit account No. 06-1135 in the amount of \$1,110.00.
4. A Petition Fee for this Petition to Revive as set forth under 37 CFR § 1.17(m) to our deposit account No. 06-1135 in the amount of \$1,620.00.

The Commissioner is hereby authorized to charge any additional fees which may be required in this application or in connection with this Petition to Deposit Account No. 06-1135.

Respectfully requested,

FITCH, EVEN, TABIN & FLANNERY

Date: November 3, 2009

By: 

Timothy E. Levstik

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